

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>		Attorney Docket No. <b>92717-00354</b>	
		First Inventor <b>Richard Podolsky</b>	
		Title	<b>METHOD OF AND ARTICLE OF MANUFACTURE FOR DETERMINING PROBABILITY OF AVIAN COLLISION</b>
		Express Mail Label No. <b>EV227868104US</b>	

<b>APPLICATION ELEMENTS</b> <small>See MPEP chapter 600 concerning utility patent application contents.</small>	<b>ADDRESS TO:</b> MS Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
--	---

1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <small>(Submit an original, and a duplicate for fee processing)</small>	7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)	
2. <input type="checkbox"/> Applicant claims small entity status. <small>See 37 CFR 1.27.</small>	8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission <small>(if applicable, all necessary)</small>	
3. <input checked="" type="checkbox"/> Specification <span style="float: right;">[Total Pages <b>36</b>]</span> <small>(preferred arrangement set forth below)</small> <ul style="list-style-type: none"><li>- Descriptive title of the invention</li><li>- Cross Reference to Related Applications</li><li>- Statement Regarding Fed sponsored R &amp; D</li><li>- Reference to sequence listing, a table, or a computer program listing appendix</li><li>- Background of the Invention</li><li>- Brief Summary of the Invention</li><li>- Brief Description of the Drawings (if filed)</li><li>- Detailed Description</li><li>- Claim(s)</li><li>- Abstract of the Disclosure</li></ul>	a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> Paper c. <input type="checkbox"/> Statements verifying identity of above copies	
4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) <span style="float: right;">[Total Sheets <b>2</b>]</span>	<b>ACCOMPANYING APPLICATION PARTS</b>	
5. Oath or Declaration <span style="float: right;">[Total Sheets <b>    </b>]</span> <ul style="list-style-type: none"><li>a. <input type="checkbox"/> Newly executed (original or copy)</li><li>b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <small>(for continuation/divisional with Box 18 completed)</small><ul style="list-style-type: none"><li>i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> <small>Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</small></li></ul></li></ul>	9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))	
6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76	10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of <small>(when there is an assignee) Attorney</small>	
	11. <input type="checkbox"/> English Translation Document (if applicable)	
	12. <input type="checkbox"/> Information Disclosure <input type="checkbox"/> Copies of IDS Statement (IDS)/PTO-1449 Citations	
	13. <input type="checkbox"/> Preliminary Amendment	
	14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <small>(Should be specifically itemized)</small>	
	15. <input type="checkbox"/> Certified Copy of Priority Document(s) <small>(if foreign priority is claimed)</small>	
	16. <input checked="" type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.	
	17. <input type="checkbox"/> Other: <span style="border: 1px solid black; display: inline-block; width: 150px; height: 20px; vertical-align: middle;"></span>	

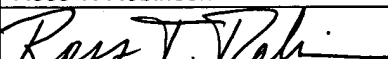
18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_

Prior application information: Examiner \_\_\_\_\_ Art Unit: \_\_\_\_\_

**For CONTINUATION OR DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

<b>19. CORRESPONDENCE ADDRESS</b>					
<input type="checkbox"/> Customer Number: <span style="border: 1px solid black; display: inline-block; width: 150px; height: 1.2em; vertical-align: middle;"></span>		OR <input checked="" type="checkbox"/> Correspondence address below			
Name	<b>JENKENS &amp; GILCHRIST, A PROFESSIONAL CORPORATION</b> <b>Ross T. Robinson</b>				
Address	<b>1445 Ross Avenue, Suite 3200</b>				
City	<b>Dallas</b>	State	<b>TX</b>	Zip Code	<b>75202</b>
Country	<b>US</b>	Telephone	<b>(214) 855-4500</b>		Fax <b>(214) 855-4300</b>
Name (Print/Type)	<b>Ross T. Robinson</b>		Registration No. (Attorney/Agent)	<b>47,031</b>	
Signature			Date	<b>November 20, 2003</b>	

22390 U.S. PTO  
10/718271  
112003



14230 U.S. PTO

112003

Use in lieu of PTO/SB/17 (08-03)  
(Form updated to reflect FY 2004 fees effective 10/1/03)

FEE TRANSMITTAL for FY 2004 <small>Effective 10/01/2003, Patent fees are subject to annual revision.</small>		Complete if Known	
		Application Number	Not Yet Assigned
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	Concurrently Herewith
		First Named Inventor	Richard Podolsky
		Examiner Name	Not Yet Assigned
TOTAL AMOUNT OF PAYMENT (\$)		1,288.00	Attorney Docket No. 92717-00354
METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None		3. ADDITIONAL FEES	
<input checked="" type="checkbox"/> Deposit Account: Deposit Account Number 10-0447 Deposit Account Name Jenkens & Gilchrist, a Professional Corporation The Director is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input type="checkbox"/> Charge any additional fee(s) during the pendency of this application <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		Large Entity Small Entity Fee Code Fee (\$) Fee Code Fee (\$) Fee Description Fee Paid	
1. BASIC FILING FEE		1051 130 2051 65 Surcharge - late filing fee or oath	
Large Entity Small Entity Fee Code Fee (\$) Fee Code Fee (\$) Fee Description Fee Paid		1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet.	
1001 770 2001 385 Utility filing fee 770.00		1053 130 1053 130 Non-English specification	
1002 340 2002 170 Design filing fee		1812 2,520 1812 2,520 For filing a request for ex parte reexamination	
1003 530 2003 265 Plant filing fee		1804 920* 1804 920* Requesting publication of SIR prior to Examiner action	
1004 770 2004 385 Reissue filing fee		1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action	
1005 160 2005 80 Provisional filing fee		1251 110 2251 55 Extension for reply within first month	
SUBTOTAL (1) (\$) 770.00		1252 420 2252 210 Extension for reply within second month	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		1253 950 2253 475 Extension for reply within third month	
Total Claims: 44 -20** = 24 x 18.00 = 432.00		1254 1,480 2254 740 Extension for reply within fourth month	
Independent Claims: 4 -3** = 1 x 86.00 = 86.00		1255 2,010 2255 1,005 Extension for reply within fifth month	
Multiple Dependent		1401 330 2401 165 Notice of Appeal	
Large Entity Small Entity Fee Code Fee (\$) Fee Code Fee (\$) Fee Description Fee Paid		1402 330 2402 165 Filing a brief in support of an appeal	
1202 18 2202 9 Claims in excess of 20		1403 290 2403 145 Request for oral hearing	
1201 86 2201 43 Independent claims in excess of 3		1451 1,510 1451 1,510 Petition to institute a public use proceeding	
1203 290 2203 145 Multiple dependent claim, if not paid		1452 110 2452 55 Petition to revive - unavoidable	
1204 86 2204 43 ** Reissue independent claims over original patent		1453 1,330 2453 665 Petition to revive - unintentional	
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent		1501 1,330 2501 665 Utility issue fee (or reissue)	
SUBTOTAL (2) (\$) 518.00		1502 480 2502 240 Design issue fee	
**or number previously paid, if greater; For Reissues, see above		1503 640 2503 320 Plant issue fee	
		1460 130 1460 130 Petitions to the Commissioner	
		1807 50 1807 50 Processing fee under 37 CFR 1.17(q)	
		1806 180 1806 180 Submission of Information Disclosure Stmt	
		8021 40 8021 40 Recording each patent assignment per property (times number of properties)	
		1809 770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a))	
		1810 770 2810 385 For each additional invention to be examined (37CFR 1.129(b))	
		1801 770 2801 385 Request for Continued Examination (RCE)	
		1802 900 1802 900 Request for expedited examination of a design application	
		Other fee (specify)	
		*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 0.00	
SUBMITTED BY		(Complete if applicable)	
Name (Print/Type) Ross T. Robinson		Registration No. (Attorney/Agent) 47,031	
Signature <i>Ross T. Robinson</i>		Telephone (214) 965-7300	
		Date November 20, 2003	

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV227868104US, in an envelope addressed to: MS Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 20, 2003

Signature: *Carol Mitchell* (Carol Mitchell)

<b>NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	Richard Podolsky
	Title	METHOD OF AND ARTICLE OF MANUFACTURE FOR DETERMINING PROBABILITY OF AVIAN COLLISION
	Attorney Docket No.	92717-00354

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

November 20, 2003

Date

  
Signature

(214) 965-7300

Telephone Number

Ross T. Robinson

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

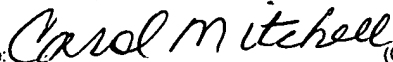
Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV227868104 US, in an envelope addressed to: MS Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 20, 2003

Signature:

  
(Carol Mitchell)